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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/661,729

Filing Date September 12, 2003

First Named Inventor McWilliams

Art Unit 1634

Examiner Name Frank Wei Min Lu

Attorney Docket Number 43407-P002US

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
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**Remarks**

1. Response to Restriction Requirement Mailed September 15, 2004;
2. Change of Correspondence Address; and
3. Acknowledgment Postcard.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Winstead Sechrest & Minick P.C.		
Signature			
Printed name	Carol M. Nielsen		
Date	October 15, 2004	Reg. No.	37,676

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10-18-04

JFW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1634  
Examiner: Frank Wei Min Lu  
Applicants: McWilliams, et al.  
Application Number: 10/661,729  
Confirmation Number: 8275  
Filed: September 12, 2003  
For: Isolation of Genetic Molecules From A  
Complex Biological Construct For Use  
In Genetic Expression Analysis

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Dear Sir,

**RESPONSE TO RESTRICTION REQUIREMENT**  
**MAILED SEPTEMBER 15, 2004**

This is a response to the Restriction Requirement mailed September 15, 2004. Claims 1 through 39 are subject to a restriction requirement under 35 U.S.C. § 121. The Examiner asserts that the claimed subject matter constitutes multiple inventions, designated by the Examiner as inventions I (Claims 1-7 and 18-24), II (Claims 8, 27-28, and 38), III (Claims 9-15 and 29-35), IV (Claims 16-17 and 39), and V (Claims 25-26 and 36-37).

Applicants hereby provisionally elect Invention 1, Claims 1-7 and 18-24, with traverse, for continued prosecution. Applicants elect with traverse because simultaneous examination of the inventions does not impose an undue burden of examination on the Examiner. (MPEP § 803)

If the restriction requirement is made final, applicants reserve the right to continue prosecution of non-elected inventions in one or more continuing applications.

Respectfully submitted,

Date: Oct. 15, 2004

By: Carol M. Nielsen  
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Reg. No. 37,676

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